## WILMERHALE

Jack N. Goodman

+1 202 663 6287 (t) +1 202 663 6363 (f) jack.goodman@wilmerhale.com

October 23, 2008

## BY ELECTRONIC FILING

Ms. Marlene H. Dortch Secretary Federal Communications Commission 445 12th Street, S.W. Washington, D.C. 20554

Re: E

ET Docket Nos. 02-380, 04-186

Dear Ms. Dortch:

At a town meeting last evening in Burlington, Vermont on the DTV transition, attended by Commissioner Copps and Rick Chessen of his office, a question was asked about the Commission's "white spaces" proceeding. Peter R. Martin, of Mt. Mansfield Television, Inc., was a participant in the town meeting. In response to the question, he pointed out that DTV reception problems caused by terrain would be exacerbated if improperly designed unlicensed devices caused interference on DTV channels.

Although the town meeting was a public event, this *ex parte* notification is being filed out of an abundance of caution.

Respectfully submitted,

Jack N. Goodman

cc:

The Honorable Michael J. Copps

Rick C. Chessen